

ORDINANCE NO. _____
AN ORDINANCE TO ESTABLISH AN INTERIM
MORATORIUM ON THE LAND APPLICATION OF TREATED SEWAGE SLUDGE/BIOSOLIDS

Section 8.13.030. Interim Moratorium.

Except as otherwise provided herein, there shall be an interim moratorium on the application or distribution of biosolids and exceptional quality biosolids on any land within the unincorporated areas of San Luis Obispo County. The moratorium established by this Ordinance shall remain in effect until such time as a permanent ordinance regulating the land application of biosolids and exceptional quality biosolids is enacted by the Board of Supervisors, or until March 31, 2018, whichever first occurs. The moratorium shall apply to any person applying or distributing biosolids in San Luis Obispo County, subject to the following requirements:

- (1) Any person who desires to distribute or apply biosolids in a quantity equaling or exceeding 5.0 cubic yards during the period of the moratorium, shall notify in writing the San Luis Obispo County Public Health Department, Division of Environmental Health thirty (30) days prior to application or distribution; and
- (2) The Division of Environmental Health shall not authorize more than a cumulative total of 1,500 cubic yards of exceptional quality biosolids to be applied or distributed within the unincorporated areas of San Luis Obispo County during any twelve-month period beginning with the adoption of this ordinance. If the cumulative total of exceptional quality biosolids land applied or distributed in a 12 month period is less than 1,500 cubic yards, the remainder shall be carried over to the subsequent 12 month period and added to the 1,500 cubic yards.
- (3) The Division of Environmental Health shall be empowered to prohibit any application of biosolids, including exceptional quality biosolids under the following conditions:
 - a. Biosolids failing to meet exceptional quality (EQ) standards as described in 40 CFR 503.13 Table 3 and that have achieved a level of vector attraction reduction required by 40 CFR 503.33. Additionally, biosolids failing to meet either fecal coliform or *Salmonella* sp. bacterial limits contained in Alternatives 1 through 6 of 40 CFR 503.32(a).
 - b. The application of biosolids is in excess of the cumulative total limitation set forth above in paragraph 2.
 - c. The applicant cannot provide documentation of biosolids meeting EQ standards.
- (4) The Environmental Health Division shall develop policies and procedures to implement the requirements of this ordinance.